

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Higher Education – Vigilance Cell – Allegation of corruption against Sri H. Muralidhar, Attender, O/o. District Vocational Education Officer, Tirupathi, Chittoor District - Trapped by Anti Corruption Bureau on 05.03.2008 – Sanction of Prosecution accorded - Orders - Issued.

HIGHER EDUCATION (VC.II) DEPARTMENT

G.O.Rt.No. 1152

Dated: 1-12-2008.

Read :

Letter No.1416/VC.B2/2008-1, dt.25.8.2008 from the Secretary to VC., APVC, Hyderabad along with Final report of DG., ACB., A.P., Hyderabad Rc.No.53/RCT-TCT/2008, dt.14.8.2008.

ORDER:

Whereas Sri H. Muralidhar, worked as Attender, O/o. District Vocational Education Officer, Tirupathi, Chittoor District from 22-7-2007 to 05-03-2008 and as such he is a "public servant" within the meaning of section 2(b) of the Prosecution of Corruption Act, 1988 (Central Act 49 of 1988).

2) And Whereas Sri K. Nagaraja Naidu, S/o K. Ramanjulu Naidu is a native of Kondakrindapalli Village, Puthalapattu Mandal, Chittoor District and working as Part Time Junior Lecturer (Vocational), Govt. Junior College for Boys, Pakala, Chittoor District. Sri K. Nagaraja Naidu completed his Post Graduation in Commerce from B.T. College, Madanapalli during the academic year 1994-96. He has been working as Part Time Junior Lecturer in Govt. junior College, Pakala since 21-7-1997. He was appointed by the College Principal. Up to December, 2007, he received Rs.3,600/- as monthly remuneration and from 8-1-2008 it was enhanced to Rs.10,200/-. His monthly salary will be sanctioned by the Commissioner, Board of Intermediate Education, Hyderabad and the same will be paid to him through the District Vocational Education Officer, Tirupathi. The District Vocational Education Officer collects Attendance Register, Teaching Diary and Work done statements from the College Principal and after verification of the same, he sends salaries in the form of DDs. to the College Principal, who disburses the salary after encashing the DDs. He was not paid total 5 ½ months salary i.e. for the month of January, 2002 and from 16-9-2005 to 31-1-2006 due to paucity of funds. This pending 5 ½ months salary of Rs.19,500/- was received by District Vocational Education Officer, Tirupathi in the month of November, 2007. After completion of verification Sri K. Nagaraja Naidu met District Vocational Education Officer Sri J. Rayappa on 25-2-2008 in his office and requested to send the D.D. to the college, Upon that District Vocational Education Officer Sri J. Rayappa demanded him to pay a bribe of Rs.3,000/- for sending DD. to the college Principal. When Sri K. Nagaraja Naidu expressed his inability to pay such huge amount, the District Vocational Education Office Sri J. Rayappa reduced his demand to Rs.2000/- The District vocational Education Officer categorically stated that he would not do his work if the amount less than Rs.2000/- was paid as bribe. Again on 4-3-2008 at about 3-30 PM. Sri K. Nagaraja Naidu met the District Vocational Education Officer Sri Rayappa in his office, then the said Sri Rayappa asked him whether he brought the demanded bribe amount. Sri K. Nagaraja Naidu informed the District Vocational Education Officer Sri Rayappa about his bad financial position and requested Sri Rayappa to send the DD. to his College Principal and so that he can pay the demanded bribe amount after encashing the DD. for which the District Vocational Education Officer Sri J. Rayappa did

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not agree. The District Vocational Education Officer Sri J. Rayappa bluntly refused to give the DD. without the payment of the demanded bribe amount and instructed Sri K. Nagaraja Naidu to bring the demanded bribe amount on the next day at the same time to his office.

3) And Whereas Sri K. Nagaraja Naidu, S/o K. Ramanjulu Naidu, Part Time Junior Lecturer, Govt. Junior College for Boys , Pakala, Chittoor District, who was not willing to pay the bribe to Sri Jonnada Rayappa, District Vocational Education Officer, Tirupathi, Chittoor District approached the D.S.P., A.C.B., Tirupathi and gave a report. The D.S.P., A.C.B., Tirupathi registered the said report as a case in Cr. No.4/RCT-TCT/2008 on 5-3-2008 at 1-30 PM. after due verification.

4) And Whereas it is further alleged that on 5-3-2008 at 3.50 PM. Sri K. Nagaraja Naidu went to the office of District Vocational Education Officer and met Sri J. Rayappa in his office room. Sri J. Rayappa after ascertaining that Sri K. Nagaraja Naidu has brought the demanded bribe money, called his office Attender H. Muralidhar to his room and instructed him to receive the bribe amount of Rs.2,000/- from Sri K. Nagaraja Naidu and to hand over the DD that was available in the almirah in his room. Sri K. Nagaraja Naidu was asked to sign in Demand Draft Register available with the Senior Assistant N. Subramanyam Naidu. Accordingly, Sri K. Nagaraja Naidu went to the seat of Senior Assistant and signed in the Demand Draft Register and came back to the office room of Sri J. Rayappa. As per the instructions of Sri J. Rayappa, Sri K. Nagaraja Naidu paid the tainted currency of Rs.2000/- to the attender H. Muralidhar, accepted in the very present of Sri J. Rayappa, with his right hand counted with both hands and kept the same in his left side pant pocket. H. Muralidhar after receiving the bribe amount from Sri K. Nagaraja Naidu, handed over to him, the DD. pertaining to pending arrears remuneration of Sri K. Nagaraja Naidu. Sri K. Nagaraja Naidu came out of the office and gave the pre-arranged signal at about 4.10 PM. On receipt of the signal, the entire trap party rushed to the office of District Vocational Education Officer and found Sri J. Rayappa sitting in his chair and H. Muralidhar standing in the same room. The DSP., ACB., got sodium carbonate solution prepared in two glass tumblers and asked Sri J. Rayappa to rinse his both fingers in the solution and on doing so they remained unchanged. The DSP., ACB., got sodium carbonate solution prepared in two glass tumblers and asked Sri H. Muralidhar to rinse his both fingers in the solution when the solution of both left and right hands turned pink colour. The tainted currency notes of Rs.2000/- was recovered from left side pant pocket of Sri H. Muralidhar, Attender. The DSP., ACB., then subjected the inner lining of the left side pant pocket of Sri H. Muralidhar to sodium carbonate test and the test proved positive. The DSP., ACB., seized the tainted amount of Rs.2000/- from the pant of Sri H. Muralidhar, file relating to Sri K. Nagaraja Naidu, Demand Draft Register, Attendance Register and Proceedings issued by Secretary, Board of Intermediate Education, A.P., Hyderabad etc,

5) And whereas the acts of Sri H. Muralidhar, Attender, O/o District Vocational Education Officer, Tirupathi Chittoor District constitute offences punishable U/s 7, 13(2) R/W13 (1) (d) of the P.C. Act 1988 r/w 34 IPC.

6) And whereas the Government of Andhra Pradesh being the competent authority to remove the said Sri H. Muralidhar, Attender, O/o District Vocational Education Officer, Tirupathi, Chittoor District from service, after fully and carefully examining the material available in respect of the

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aforesaid allegation and having regard to the circumstances of the case and having satisfied the above said Sri H. Muralidhar, Attender, O/o District Vocational Education Officer, Tirupathi should be prosecuted in a court of law for the above said offences.

7. Now, therefore in exercise of the powers conferred by clause (b) of sub-section (1) of Section 19 of the Prevention of Corruption Act 1988. (Central Act 49 of 1988) the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri H. Muralidhar, Attender, O/o District Vocational Education Officer, Tirupathi, Chittoor District for the aforesaid offences punishable Under Section 7 and sub section (2) of section 13 read with clause (d) of Sub-section (1) section 13 of the Prevention of Corruption Act. 1988 (Central Act 49 of 1988) and for any other cognate offences punishable and for any other provisions of Law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PRINCIPAL SECRETARY TO GOVERNMENT.

To
The Director General, Anti Corruption Bureau, A.P., Hyderabad.

//forwarded by order//

Section officer